

Application No. 09/674,971
Amendment dated September 3, 2004
Reply to Restriction Requirement of August 12, 2004

REMARKS

Applicant cancelled claims 1-28 without prejudice or disclaimer of their subject matter.

Applicant notes that several of the elected claims include subject matter that is not illustrated in the figures. Applicant submits that these claims are nonetheless properly elected because their subject matter was not identified by the Examiner as being subject to restriction.

Several of the elected claims include a recitation of a material or composition, or a combination of a material or composition (see, for example, claim 18). MPEP § 601.01(f) states that situations in which drawings are usually not considered necessary for the understanding of the invention under 35 U.S.C. 113 (first sentence) are: (A) Coated articles or products...[and] (B) Articles made from a particular material or composition..." (page 600-12, col. 1 (May 2004)). Thus, Applicant submits that the elected claims that recite a material or composition, or combination thereof, do not require illustration.

To the extent any extension of time under 37 C.F.R. § 1.136 is required to obtain entry of this reply, such extension is hereby respectfully requested. If there are any fees due under 37 C.F.R. §§ 1.16 or 1.17 which are not enclosed herewith, including any fees required for an extension of time under 37 C.F.R. § 1.136, please charge such fees to our Deposit Account No. 50-1066.

Respectfully submitted,

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Dated: September 3, 2004

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